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Federal Agencies

September 13, 2004

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Art Unit 1651

Mail Stop Amendment

Re: U.S. Utility Patent Application
Application No. 10/046,667; Filed: January 16, 2002
For: **Reagent for the Isolation of RNA**
Inventor: Domenica Simms
Our Ref: 0942.5220001/RWE/CJW

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Third Supplemental Information Disclosure Statement;
2. Form PTO-1449 (1 sheet) and accompanying (3) references; and
3. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
September 13, 2004
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

A handwritten signature in black ink, reading "Christopher J. Walsh". The signature is written in a cursive, flowing style.

Christopher J. Walsh
Agent for Applicant
Registration No. 55,709

CJW/dab
306627_1.DOC
Enclosures



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Domenica Simms

Appl. No.: 10/046,667

Filed: January 16, 2002

For: **Reagent for the Isolation of RNA**

Confirmation No.: 3021

Art Unit: 1651

Examiner: Prats, Francisco Chandler

Atty. Docket: 0942.5220001/RWE/CJW

Third Supplemental Information Disclosure Statement

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Third Supplemental Information Disclosure Statement is a continuation of the numbering in Applicant's Second Supplemental Information Disclosure Statement filed on July 23, 2004 in connection with the above-captioned application. Copies of the cited documents are provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicant has listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Document AP1 is in the German language. Document AP1 was cited in a search report by a foreign patent office in a counterpart foreign application. A copy of the search report is cited herein as Document AT11. In satisfaction of the requirement for a concise explanation of its relevance, the relevance of document AP1 can be found by reference to the foreign search report. 1138 OG 37, 38.

Applicant reserves the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

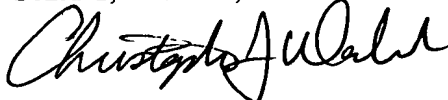
This Information Disclosure Statement is being filed before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Christopher J. Walsh
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Date: September 13, 2004

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FORM PTO-1449

ATTY. DOCKET NO.
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APPLICATION NO.
10/046,667

FIRST NAMED INVENTOR
Simms, Domenica

FILING DATE
January 16, 2002

ART UNIT
1651

THIRD SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL						Yes No
	AM						Yes No
	AN						Yes No
	AO						Yes No
	AP1	EP 1 044 984 A2	10/18/2000	Europe			Yes X No

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

	AR		
	AS	<u>11</u>	Chirgwin, J.M. <i>et al.</i> , "Isolation of Biologically Active Ribonucleic Acid from Sources Enriched in Ribonuclease," <i>Biochemistry</i> 18:5294-5299, American Chemical Society (1979)
	AT	<u>11</u>	Supplementary European Search Report for European Patent Application No. EP 02 70 1972, 2 pages, European Patent Office, Munich, Germany, July 16, 2004.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.